

MINUTES
VILLAGE OF LAKE PARK COUNCIL MEETING
3801 LAKE PARK ROAD, LAKE PARK, NC
REGULAR SESSION - 7:00 P.M.
JUNE 9, 2009

ATTENDING: Mayor Kendall Spence
Mayor Pro-Tem: Sandy Coughlin
Council Members: Greg Crosby, Virginia Currence,
Jo Waybright, Clint Newton
Finance Officer – Cheryl Bennett
Village Clerk/Tax Collector – Cheri Clark
Attorney Ken Swain

CALL TO ORDER: Mayor Kendall Spence called the Regular Session of the Village of Lake Park Council to order.

PLEDGE OF ALLEGIANCE: Mayor Kendall Spence led the Pledge of Allegiance to the Flag of the United States of America.

APPROVAL OF MINUTES: Sandy Coughlin made the motion to approve the Public Hearing – Proposed Budget 2009 – 2010 minutes. Greg Crosby seconded the motion. Vote – Unanimous. Virginia Currence made the motion to table the approval of the Regular Session minutes of May 12, 2009 to July 14, 2009. Jo Waybright seconded the motion. Vote – Unanimous.

PUBLIC COMMENT:

Mr. Sean Lowther read the following letter.

SEAN G. LOWTHER
PATRICIA A. DUNN
5209 FENNEL STREET
LAKE PARK, NC 28079

June 9, 2009

Town Council of Lake Park
Lake Park, NC

We want to thank the Town Council for responding to the flooding issue on Fennell Street in an expeditious manner.

As the Town Council knows, not only large roots from the Cork Screw Willow tree breached the storm drain, but also a mesh of roots from the Holly trees were also invasive in the drain.

It is obvious that whomever designed and implemented the plantings was not adequately trained to recognize the damage the root systems would cause due to proximity to the storm drain.

Three mature, wonderful trees and bushes were destroyed to rectify a situation that should never have occurred in the first place. The initial cost of the trees was probably not much. Planting them probably cost more than the trees. Removal of the trees and repair to the storm drain was estimated to be between \$12,000 and \$14,000. This is a needless expense incurred by the taxpayers of Lake Park. Perhaps the landscaper should share in the cost of these damages.

During our attendance at the Town Council meeting on May 12, 2009, the board approved the work to be done on the Fennell Street storm drains. A Council member remarked that “we” were the ones who were benefiting most from the improvements. We take exception to this comment. We only gained parity with our neighbors in Lake Park by not being under the threat of flooding to our home. In fact, we lost the most by the removal of some lovely landscaping which allowed us a beautiful view.

In the most recent Lake Park News, there was an article on the importance of keeping grass clippings out of storm drains. The article implied that the flooding that occurred on Fennell Street was a direct result of resident failure to keep the drains clear of yard grass clippings. This is an untruth. The truth is that roots from the trees broke through the storm drain creating a blockage over time. Yes, errant grass clippings, fallen leaves and a wayward tennis ball can enter storm drains over time, but they were not a direct cause of the issue. The reality is that the trees should have never been planted where they were in the first place. In hindsight, the irresponsibility or ignorance of the landscaper/developer resulted in invasive blockage of the drain causing significant street flooding and potential risk to our home and property as well as our neighbors and unnecessary cost to the community.

A neighbor recently told me that the storm drain in question has sunk over the years to the point that at least half the drain is full of water at all times. I’m told that 8 years ago (2001) there was flooding on Fennell Street when the water of the lake reached a high that was beyond the tree line. We personally saw this occur five years ago when a similar incident occurred. When the water rises above the tree line, flooding apparently occurs, blockage or no blockage. So, a potential flooding issue still remains.

Mr. John Ross indicated that presently, 125 acres of water run off comes into Lake Charles. The outflow drainage from other lakes (ponds) that flow into Lake Charles allow waters in those lake (ponds) not to flood. However, the Lake Charles overflow outlet cannot handle the volume of water emptying into the lake. We are not engineers, and we understand that during heavy rains water levels will rise and fall, but the egress drain for Lake Charles should be enlarged to allow for improved rapid water reduction and reduce the risk of flooding into the surrounding streets and homes, potentially causing extensive damage.

Again, we appreciate the immediate response to the flooding issue on Fennell Street.

We request that this letter be incorporated into the minutes of the June 9, 2009 Lake Park Town Council meeting and be made part of the permanent record.

Respectfully,

Sean G. Lowther
Patricia A. Dunn

PUBLIC COMMENT – CITATIONS:

Mr. Ed George has lived in the VOLP for 14 years and has witnessed the way that Lake Park has bloomed. Ninety nine percent of the people take care of their yards. On Sunday, March 31 he had his first experience with the parking ordinance. A guest from out of town was visiting with him and his wife and received a ticket along with Mr. George’s daughter, who had also come over to visit. Mr. George stated that he did not think that people who do not live in Lake Park should receive parking tickets. If the ordinance stays in effect the way it is currently written, you are going to cause discord between the citizens and Council. Mr. George strongly encourages Council to review and modify the ordinance. There is no signage concerning the parking ordinance in the VOLP. It is wrong to take advantage of people who do not live in Lake Park.

Don Lederer is having work done on his home, getting it ready for sale. A contractor unhooked his trailer and left it over night. The next morning the trailer had a citation attached to it. How can he expect the contractor to pay the ticket when he was not aware of the situation? Citation 0177

Hope Chadwick, home from college, stated that she did not know anything about the parking ordinance and has never received a newsletter. Citation 267

Chris Galuske, a college student, was visiting a friend on Esther Street and received a ticket. Citation 270

Colleen Hopkins had guests over at her house and they parked on the edge of the driveway headed into the cul-de-sac. Mrs. Hopkins has been a resident of Lake Park for 14 years. The guests were trying to be courteous and park out of the street as much as possible. Citations 178 & 179.

Mayor Kendall Spence asked Council for any comments:

Jo Waybright stated that we do not have anything posted but we do distribute a newsletter that goes out each month. Each month we discuss an ordinance in the newsletter. The newsletter is distributed via paper boxes and posted on the website. If you do not have a paper box, you will be unable to receive any future newsletters. Council is going to need to decide how to proceed with future deliveries.

Clint Newton stated that Council had expressed concerns about becoming a traffic court several months ago and that is exactly what we have become. The parking ordinance needs to be re-addressed by Council. Sandy Coughlin expressed her concern about ignorance not being an excuse when it comes to the enforcement of the law. If a law is broken then a penalty must be paid.

CHANGES TO THE AGENDA: Sandy Coughlin made the motion to accept the agenda as presented. Greg Crosby seconded the motion. Vote – Unanimous.

SECURITY: Deputy Haywood shared that there have been 448 total calls for the month of May. The call volume includes 88 Business Checks, 35 Improperly Parked vehicles, 31 Bike Patrols, 22 Traffic stops, and 29 Preventative Patrols.

There is white spray paint in the Hoover common area. Deputy Haywood suggested that we look into graffiti removers. With the amount of graffiti that Lake Park experiences, Park and Recreation may want to try and find a remover that is less expensive than repainting and/or power washing. The question was also raised as to the hours that people are allowed in the park. The Parks Ordinance does not have set hours. Virginia Currence stated that the easiest way to enforce hours would be to establish dusk to dawn closing of all of our parks. Attorney Ken Swain advised the Council to post the hours as opposed to not posting. That way there is no question of the times that the parks are closed.

We have one parking citation #243 that needs to be waived because it is not a violation. The VOLP will need to have all on street parking spaces around the gazebo marked. Sandy Coughlin made the motion to waive parking citation 243. Clint Newton seconded the motion. Vote – Unanimous.

E-mails from Suzanne Poplin and Jay Woodard were read into the minutes.

Good morning Mr. Spence,

I am writing to you for an appeal for leniency for Elizabeth (Liz) Carman and myself. Sunday evening, June 7th, we were both in Lake Park at the home of Pete and Jenny Hovanec (5902 Hoover Lane) for our Life Group meeting with our church. (We attend Church of the Redeemer). While there, Liz and I parked on the street instead of in the driveway. We did park and have our wheels on the grass between the walkway and the street to provide a little more room for traffic to

flow through. We were unaware of the ordinance in section 1 - 2 regarding parking. Also, there was nothing posted to let us know the rule. I assure you that we did not intend to break the rule, and we desire to be good stewards of the Lake Park community just like our own communities. Because neither of us live in the community and were unaware, can you please grant us leniency for the Citations of Violation that we received (No. 0187 and 0188). We have no problem being held accountable for our actions, but we just did not know the laws of Lake Park since we are not residents. I've only been to Lake Park three times. I assure you that I will not commit this violation again if we have another Life Group meeting at the Hovanecs, and I can safely speak for Liz that she will not either. I ask that this be reduced from the \$50 fine or even dropped to a warning.

I sincerely apologize for violating the ordinance of Lake Park and I truly appreciate your consideration for leniency.

Thank you.

L. Suzanne Poplin

Cheri,

I am Jay Woodard and I live at the below address. On 5-30-09 a parking violation (#0238) was given to one of my sons friends for parking in my driveway. Apparently he was blocking some of the sidewalk. I have lived here for over 10 years and have never been aware of this violation (especially in my own driveway). Nor could he have been aware of this. I could understand a warning but getting a ticket in my own drive way is too far fetched. Can you please bring this up at the meeting this evening? Please let me know how or who I can discuss this with.

Thank you for your help.

Jay Woodard, *PSP*

Mayor Kendall Spence inquired of Council as to where do we go from here? Jo Waybright shared in the frustration because with warning tickets how would you track them. Clint Newton stated that there are always exceptions. Sandy Coughlin suggested that we could write the ordinance in such a way as to be consistently enforced. Attorney Ken Swain stated that with the current fee of \$50.00 perhaps a lesser fee would be easier to handle and have the same effect. The ticket with a lesser fee would serve as more than a warning but not as expensive – maybe the fee delivers too stiff of a punch. Greg Crosby stated that the fee needs to be consistent regardless of how many an individual receives.

Attorney Ken Swain stated that the League has a debt set off program that sounds pretty good. It will cost the VOLP stamps and postage. Council may want Cheryl or Cheri to find out information on the program. Greg Crosby stated that we want the punishment to fit the crime; however we are in tough economic times. Attorney Ken Swain suggested that the violation fee be low but then after 30 days, the penalty increase substantially. Mayor Kendall Spence stated that he would contact the people who where here tonight concerning violations and tell them that we are looking to amend this ordinance and possibly reduce the fine. Attorney Ken Swain stated that people who had received a citation unfortunately fall under the law as it is written at the time of the violation.

Greg Crosby stated that the way he sees it, we have three options:

1. Do nothing – remain the same.
2. Amend the ordinance.
3. Change the fee structure.

Sandy Coughlin and Clint Newton felt that the first option was not palatable and agreed that we need to look at changing the fee schedule.

Attorney Ken Swain then inquired about the tickets themselves. The VOLP would probably need to have a notice provision on the citation.

FINANCE OFFICER'S MONTHLY REPORT: Cheryl Bennett presented the budget for Council review. Because the state decided back in January and February to delay all Sales tax refunds to nonprofits and government institutions so now they are giving these refunds, therefore our sales tax will be less. Mayor Kendall Spence asked what the fund balance would be at the end of June. Cheryl Bennett is estimating the fund balance to be somewhere in the neighborhood of \$620,000.

	<u>May 09</u>	<u>Jul '08 - May 09</u>	<u>Budget</u>	<u>% of Budget</u>
General Fund				
Revenues				
Other revenues				
Payment Kirby park sidewalk	0.00	16,314.95	4,500.00	362.55%
Approp. Fund Balance	0.00	102,122.00	102,122.00	100.0%
National Night Out	0.00	320.00	4,890.00	6.54%
Civil Penalties	250.00	1,100.00	200.00	550.0%
Investment revenue	0.00	7,126.26	21,000.00	33.94%
Miscellaneous	<u>15.00</u>	<u>1,730.35</u>	<u>1,161.00</u>	<u>149.04%</u>
Total Other revenues	265.00	128,713.56	133,873.00	96.15%
Other Taxes				
Cable franchise-from Time Warne	<u>697.00</u>	<u>2,267.00</u>	<u>2,800.00</u>	<u>80.96%</u>
Total Other Taxes	697.00	2,267.00	2,800.00	80.96%
Parks & Recreation Revenue				
Recreation Program Fees	182.00	1,374.70	200.00	687.35%
Community Center rental	55.00	2,655.00	2,800.00	94.82%
Gazebo rental	30.00	90.00	400.00	22.5%
Recreation concession sales	0.00	0.00	800.00	0.0%
Recreation daily swim fees	651.30	4,256.14	6,200.00	68.65%
Recreation season pass fees	<u>27,742.00</u>	<u>33,085.00</u>	<u>50,000.00</u>	<u>66.17%</u>
Total Parks & Recreation Revenue	28,660.30	41,460.84	60,400.00	68.64%
Property Taxes				
Ad valorem current year	908.74	479,219.64	477,784.00	100.3%
Ad valorem prior years	388.60	9,660.55	4,200.00	230.01%
Late fees (ad)	25.00	133.70	92.00	145.33%
Motor vehicle tax	7,199.74	47,275.58	51,010.00	92.68%
Penalties and interest	109.38	2,551.92	1,250.00	204.15%
Utility ad valorem	<u>0.00</u>	<u>6,519.98</u>	<u>7,000.00</u>	<u>93.14%</u>
Total Property Taxes	8,631.46	545,361.37	541,336.00	100.74%
State Shared Revenues				
Solid Waste Disposal Tax	508.34	964.03	0.00	

Telecom. Franchise	0.00	956.00	600.00	159.33%
Piped Gas	0.00	3,945.00	1,400.00	281.79%
Elec. franchise tax	0.00	30,977.59	70,000.00	44.25%
Cable Rev. (from State)	0.00	11,653.45	18,000.00	64.74%
Sales and use tax	11,430.78	102,651.97	190,000.00	54.03%
Utility franchise	0.00	0.00	0.00	0.0%
Total State Shared Revenues	11,939.12	151,148.04	280,000.00	53.98%
Total Revenues	50,192.88	868,950.81	1,018,409.00	85.32%
Expense				
Capital Outlay				
Community Center Addition	0.00	2,500.00	4,500.00	55.56%
Pond Landscape	0.00	0.00	50,000.00	0.0%
Capital Outlay Exp.	420.35	1,520.35	10,000.00	15.2%
Reserve for Capital Replacement	0.00	0.00	10,000.00	0.0%
Total Capital Outlay	420.35	4,020.35	74,500.00	5.4%
General Administrative Expenses				
Adm Assistant	0.00	144.00	600.00	24.0%
Clerk/Tax Collector	3,565.42	39,219.62	42,785.00	91.67%
Council	0.00	8,250.00	11,000.00	75.0%
Finance Officer	855.83	9,414.13	10,270.00	91.67%
Mayor	0.00	2,250.00	3,000.00	75.0%
Payroll Expenses	338.23	4,534.75	5,400.00	83.98%
Total General Administrative Expenses	4,759.48	63,812.50	73,055.00	87.35%
Maintenance of Common Areas				
Landscaping	11,250.00	133,074.00	165,000.00	80.65%
Park maintenance	0.00	16,805.50	32,561.00	51.61%
Pond maintenance	120.00	10,109.57	11,000.00	91.91%
Total Maintenance of Common Areas	11,370.00	159,989.07	208,561.00	76.71%
Operating Costs				
Advertising	20.21	177.63	400.00	44.41%
Association dues	0.00	2,880.00	2,880.00	100.0%
Bank charges	0.00	0.00	20.00	0.0%
Elections	0.00	560.25	800.00	70.03%
Insurance/bonds	0.00	8,677.45	9,800.00	88.55%
Miscellaneous oper. exp.	0.00	298.80	630.00	47.43%
Newsletter/website/flyers	299.37	2,504.54	2,700.00	92.76%
Office	38.09	1,473.20	7,100.00	20.75%
Postage	0.00	414.41	400.00	103.6%
Tax collection	0.00	1,265.88	1,270.00	99.68%
Telephone	269.54	2,538.06	2,900.00	87.52%
Training	0.00	0.00	700.00	0.0%
Travel	0.00	23.24	500.00	4.65%
Total Operating Costs	627.21	20,813.46	30,100.00	69.15%

Other Expenditures				
Economic Development	0.00	828.09	2,500.00	33.12%
Contingency	0.00	0.00	0.00	0.0%
Stormwater Expense	<u>1,780.00</u>	<u>5,100.00</u>	<u>20,000.00</u>	<u>25.5%</u>
Total Other Expenditures	1,780.00	5,928.09	22,500.00	26.35%
Parks & Recreation				
Pool Operations	1,333.39	1,494.38	1,000.00	149.44%
Comm. center maintenance	0.00	5,069.70	8,919.00	56.84%
Seasonal Decorations	0.00	12,487.42	12,500.00	99.9%
Natural Gas	40.41	968.53	1,200.00	80.71%
Pool maintenance	300.00	17,111.99	21,500.00	79.59%
Pool management fee	12,240.00	38,870.50	46,880.00	82.92%
Events/Recreation programs	350.00	1,998.89	2,300.00	86.91%
Storage Rental	0.00	1,193.40	1,194.00	99.95%
Water/Sewer	<u>60.22</u>	<u>1,531.62</u>	<u>3,000.00</u>	<u>51.05%</u>
Total Parks & Recreation	14,324.02	80,726.43	98,493.00	81.96%
Professional Fees				
Engineering Fees	0.00	0.00	2,500.00	0.0%
Accountant	0.00	4,100.00	4,200.00	97.62%
Legal Counsel	<u>0.00</u>	<u>10,008.94</u>	<u>10,000.00</u>	<u>100.09%</u>
Total Professional Fees	0.00	14,108.94	16,700.00	84.49%
Public Services/Safety				
Street Signs	190.00	1,870.00	3,500.00	53.43%
National Night Out	0.00	1,485.88	7,000.00	21.23%
Community Watch	0.00	0.00	1,000.00	0.0%
Garbage collection	21,250.94	211,786.84	257,000.00	82.41%
Law enforcement	0.00	132,718.00	133,000.00	99.79%
Street Lights	<u>7,517.24</u>	<u>86,555.64</u>	<u>93,000.00</u>	<u>93.07%</u>
Total Public Services/Safety	28,958.18	434,416.36	494,500.00	87.85%
Total Expense	<u>62,239.24</u>	<u>783,815.20</u>	<u>1,018,409.00</u>	<u>76.97%</u>
Excess of Rev. over Exp.	<u>12,046.36</u>	<u>85,135.61</u>	<u>0.00</u>	<u>100.0%</u>
Powell Bill				
Powell Bill Income				
Fund Bal. from Powell Bill	0.00	0.00	112,624.00	0.0%
Interest - Powell Funds	24.21	500.41	400.00	125.1%
Powell Bill Revenue	<u>0.00</u>	<u>96,089.45</u>	<u>96,089.00</u>	<u>100.0%</u>
Total Powell Bill Income	24.21	96,589.86	209,113.00	46.19%
Powell Bill Expense				
Bank Exp. - Powell checks	0.00	0.00	0.00	0.0%
Street Exp. - Powell Bill	<u>45.00</u>	<u>94,256.97</u>	<u>209,113.00</u>	<u>45.08%</u>
Total IPowell Bill Expense	45.00	94,256.97	209,113.00	45.08%

Net Powell Bill	<u>-20.79</u>	<u>2,332.89</u>	<u>0.00</u>	<u>100.0%</u>
Net Excess of Rev. over Exp.	<u><u>12,067.15</u></u>	<u><u>87,468.50</u></u>	<u><u>0.00</u></u>	<u><u>100.0%</u></u>

Sandy Coughlin made the motion to accept the 2008/09 #3 Budget Ordinance Amendment as presented. Greg Crosby seconded the motion. Vote – Unanimous.

Budget Ordinance Amendment 2008/09 #_3_

BE IT ORDAINED by the Governing Board of the Village of Lake Park, North Carolina, that the following amendment be made to the annual budget ordinance for the fiscal year ending June 30, 2009:

Section 1. To amend the General Fund, the appropriations are to be changed as follows:

	Decrease	Increase
<u>Operating Costs</u>		
Postage		\$ 150
Office	\$1,150	
<u>Parks and Recreation</u>		
Pool Operations		\$ 600
Pool Maintenance	\$ 825	
Seasonal Decorations		\$ 225
<u>Professional Fees</u>		
Legal Counsel		\$3,500
Engineering Fees	\$2,500	
<u>Public Safety/Services</u>		
Street Lights		\$1,100
National Night Out	\$1,100	

Section 2. Copies of this budget amendment shall be furnished to the Clerk to the Governing Board, and to the Budget/Finance Officer for their direction.

Adopted this _9th_ day of ___June_ 2009.

Cheri Clark, Clerk

Kendall Spence, Mayor

Cheryl Bennett presented the audit contract for the next year with Robert M. Burns, CPA. The fee for the audit will be \$4,200. Virginia Currence made the motion to approve the contract with Robert Burns. Jo Waybright seconded the motion. Vote – Unanimous.

TAX OFFICER'S REPORT: One hundred percent of the budgeted tax ad valorem has been collected. Mayor Kendall Spence had discussed with the Attorney Ken Swain the possibility of changing Cheri's title prior to May's Council meeting. After further investigation, Attorney Ken Swain suggested that Cheri's title

could be changed to Town Administrator. Sandy Coughlin made the motion to add Village Administrator title and the person appointed to that is Cheri Clark. Clint Newton seconded the motion. Vote – Unanimous.

Attorney Ken Swain then stated that a motion was needed to modify the duties of the clerk as stated in the General Statute 160A-171. G.S. 160A-171 provides that “there shall be a city clerk who shall give notice of meetings of the council, keep a journal of the proceedings of the council, be the custodian of all city records, and shall perform any other duties that may be required by law or the council.” Sandy Coughlin made the motion to amend the duties of the Village Clerk to be those that are reflected in the General Statutes of the state of North Carolina. Virginia Currence seconded the motion. Vote – Unanimous.

PUBLIC SERVICES (Waste Collection & Electric): Sandy Coughlin has stated that we are staying within budget but the VOLP will be really close. Sandy thanked Cheryl Bennett for the information that she has provided from the listserve. The information has given us some insight into how other municipalities are handling waste collection. The information has provided some ideas that we may want to consider on the RFP for the next waste collection contract in 2010. Clint Newton reported that we have not received last month’s Union Power bills.

COMMUNICATION: Greg Crosby asked that all articles for the next Villager be submitted by June 19th. Articles for the June newsletter will include topics such as: Fourth of July,

Council discussed the best way to distribute the newsletter since we cannot use anything but paper boxes. Greg Crosby suggested posting on the website and distributing more to the local businesses. Another suggestion was to post one at the kiosk and to have a paper box at Town Center. Greg Crosby also suggested Twitter.

PARK AND RECREATION: Virginia Currence shared that Schneider Tree Care would be removing the Leland Cypress at the corner of Alden and Conifer - \$1,720 and treating the Shagbarks at the Gazebo - \$500 for a total of \$2,200. Lake Charles is on hold at this point. Quotes for doing the work are all across the board and felt that we needed to level the playing field. Eagle Engineering is preparing the drawings to be put out to bid. The ponds are having an algae problem and we have contacted the County Extension office to help us find pond maintenance companies. The County Extension office has also contacted the state. We are working diligently to find a pond management company.

We have in the process of receiving bids for the headwall repairs at Connie’s Pond based on the quotes so far, it should be under \$500.

Virginia Currence made the motion for VOLP to spend \$1,525 from the Landscaping Line item to plant shrubs in the common area along the fence behind the Children’s Lighthouse - \$900 and to plant five Nellie Stevens in the empty tree rings at the entrance - \$625. Sandy Coughlin seconded the motion. Vote – Unanimous.

On Thursday week the stimulus workshop is in Charlotte. Perhaps we will find out about funding.

Jo Waybright stated that to date Pool Membership are 183 - \$38,618 and \$3,200 in walk-up. We are extremely busy on the weekends so rather than pay a life guard to sit at the table and check tags, we are paying a college student \$8.00 an hour to check pool passes and handle the walk-up traffic through the Fourth of July weekend. The money to cover the expense is from Administrative Assistant line item.

Mayor Kendall Spence stated that since we had decided to put the Community Center expansion on hold due to budget constraints, do we want to pursue getting the drawings for forecasting? The architect wanted \$10,000 for the drawings. Because the architectural drawings had to be tied to the entire project, now that we

know we can't build the expansion this year, how do we go about budgeting for the expansion? Jo Waybright recommended that we have the drawings done in order to get a dollar figure for planning purposes. As it stands right now, we can't even plan.

Sandy Coughlin stated that her understanding from the conclusion of the public hearing was that the consensus of the community and Council was that even the \$10,000 expenditure was on hold for the 2009 – 2010 fiscal year. Jo Waybright stated that both she and Kendall felt that we have already answered all of the questions that were raised at the public hearing. Sandy Coughlin stated then we have not communicated the answers to the general public, and they should be. Jo Waybright stated that we have the money in the Fred Kirby sidewalk line item to pay for the drawings. Attorney Ken Swain stated that the VOLP will have to bid the architectural drawings.

Sandy Coughlin stated that we need a written description of how this project moves forward through the process. Clint Newton asked what happens to the \$2,000 left in the Community Center line item. It will roll back into the fund balance. Jo Waybright made the motion that we put out to bid for the architectural drawings the addition and renovation of the Community Center for budgeting considerations for the future. Clint Newton seconded the motion. Under discussion Cheryl Bennett suggested that A. Do you want to go forward with this project and do this tonight and B. Wait until July to discuss the money? Jo Waybright stated that our first bid will cost us something. We have to spend the money to get the drawings in order to solicit bids to determine step two. Greg Crosby asked do we have enough information for an RFP. Cheryl Bennett stated we might want to do a RFQ first. Council may want to say we want to expand the Community Center by so many feet, within that I want renovate two bathrooms and office space.

Attorney Ken Swain suggested that we prepare for Council a list of specifications for review and then put the RFP out to bid. Jo Waybright stated that the qualifications for the RFP could be ready by August or September Council meeting. Greg Crosby stated that we want to provide as much information as possible to avoid the wild bids.

RFQ is the beginning of the process. Clint Newton stated that it may be helpful to quantify the phases. The RFQ is an ad that sets forth what we are looking for. The RFQ will be brought before Council in August.
Vote – Unanimous.

STORMWATER: The work on Fennell Street has been completed and the drainage system is working correctly.

STREET BUSINESS: Boggs Paving has not finished moving their paving plant. Since the sidewalk and pothole repair has been completed for \$6,915, Mayor Kendall Spence will sign off on this part of the repair work. We have a quote from Banner Signs for \$1,225 to replace the signs at Conifer @ Faith Church, Conifer @ Frederick, Creft @ Balsam and Creft @ Meeting, straighten and fix sign poles at the front entrance and straighten some regulatory signs. Sandy Coughlin made the motion to approve the sign work. Greg Crosby seconded the motion. Vote – Unanimous.

The VOLP had a resident who gave a designed donation to pay for a dog station to be placed over in the Garden District around Sages and Meeting Street due to the large number of dogs and proximity of the houses. The resident has since requested the donation be returned. Attorney Ken Swain stated that under General Statute 153A:177 the town may re-convey the property however it must be advertised for two weeks. Cheryl Bennett suggested that we establish a donation policy for the future. Sandy Coughlin made the motion to re-convey the property to the donor. Clint Newton seconded the motion. Vote – Four to one with Jo Waybright voting no. The ad will be placed in the kiosk for two weeks.

ECONOMIC DEVELOPMENT: The next EDC meeting will be on June 18th. Sandy Coughlin stated that the forum for the Union County Partnership presented figures to support evidence of some economic recovery but projects the recovery will not move as quickly as prior ones. The Mathisen Company plans to close by September 1, 2009.

Sandy Coughlin attended the first Union County Governance Committee meeting. The group will be looking into the structure of the Board of Commissioners to determine if the board should remain the same size and if representation should remain at large. District representation is being considered as an alternative, or in combination with, at large commissioners.

SET AGENDA FOR JULY 14, 2009: No changes to the agenda.

COUNCIL COMMENTS:

ADJOURN: Sandy Coughlin made a motion to adjourn the meeting. Greg Crosby seconded the motion. Vote – Unanimous.

Respectfully submitted,

Mayor Kendall Spence

Village Clerk, Cheri Clark